

**Bureau of Land Management, Interior****§ 3216.22**

the transfer processing fee found in the fee schedule in § 3000.12 of this chapter. When you calculate your fee, make sure it covers the full amount. For example, if you are transferring record

title for three leases, submit 3 times the listed fee with the application. Use the following chart to determine forms and fees:

Type of form	Specific form required	Form No.	Number of copies	Transfer fee (per lease)
(a) Record title .....	Yes .....	3000-3	2 executed copies .....	As found in the fee schedule in § 3000.12 of this chapter.
(b) Operating rights .....	Yes .....	3000-3(a)	2 executed copies .....	As found in the fee schedule in § 3000.12 of this chapter.
(c) Estate transfers .....	No .....	N/A	1 List of Leases .....	As found in the fee schedule in § 3000.12 of this chapter.
(d) Corporate mergers .....	No .....	N/A	1 List of Leases .....	As found in the fee schedule in § 3000.12 of this chapter.
(e) Name changes .....	No .....	N/A	1 List of Leases .....	As found in the fee schedule in § 3000.12 of this chapter.

[70 FR 58876, Oct. 7, 2005]

**§ 3216.15 When must I file my transfer request?**

(a) File a transfer request to transfer record title or operating rights within 90 days after you sign an agreement with the transferee. If we receive your request more than 90 days after signing, we may require you to re-certify that you still intend to complete the transfer.

(b) There is no specific time deadline for filing estate transfers, corporate mergers, and name changes. Just file them within a reasonable time.

**§ 3216.16 Must I file separate transfer requests for each lease?**

File two copies of separate requests for each lease for which you are transferring record title or operating rights. The only exception is, if you are transferring more than one lease to the same transferee, just file two copies of one transfer application.

**§ 3216.17 Where must I file estate transfers, corporate mergers and name changes?**

(a) If you have posted a bond for any Federal lease, file estate transfers, corporate mergers, and name changes in the BLM State Office that maintains your bond.

(b) If you have not posted a bond, file estate transfer, corporate merger and name change documents in each State Office having jurisdiction over the lease(s).

**§ 3216.18 How do I describe the lands in my lease transfer?**

(a) If you are transferring an interest in your entire lease, you do not need to give BLM a legal description of the land.

(b) If you are transferring an interest in a portion of your lease, describe the lands the same way they are described in the lease.

**§ 3216.19 May I transfer record title interest for less than 640 acres?**

Only when your transfer includes an irregular subdivision or all your lease in a section. We may make an exception to the minimum acreage requirements if needed to conserve the resource.

**§ 3216.20 When does a transfer segregate a lease?**

If you transfer 100 percent of the record title interest in a portion of your lease, BLM will segregate the transferred portion from the original lease and give it a new serial number with the same terms and conditions as those in the original lease.

**§ 3216.21 When is my transfer effective?**

Your transfer is effective the first day of the month after we approve it.

**§ 3216.22 Does BLM grant all transfer requests?**

No, we will not approve a transfer if:

(a) The lease account is not in good standing;

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- (b) The transferee does not qualify to hold a lease under this part; or
- (c) An adequate bond has not been provided.

### **Subpart 3217—Cooperative Conservation Provisions**

#### **§ 3217.10 What are unit agreements and cooperative plans?**

Lessees enter into a unit agreement or a cooperative plan to conserve the resources of any geothermal field or area. By operating together, lessees can work more efficiently and promote better development. BLM will only approve unit agreements which we determine are in the public interest. Unit agreement application procedures are provided in 43 CFR part 3280.

#### **§ 3217.11 What are communitization agreements?**

Communitization agreements (also called drilling agreements) help operators who cannot independently develop separate tracts due to problems with well spacing or well development programs. Lessees may ask BLM to approve a communitization agreement or, in some cases, we may require the lessees to enter into such an agreement.

#### **§ 3217.12 What does BLM need to approve my communitization agreement?**

Give us the following information:

- (a) The location of the separate tracts comprising the drilling or spacing unit;
- (b) How you will prorate production or royalties to each separate tract based on total acres involved;
- (c) The name of each tract operator; and
- (d) Provisions for protecting the interests of all parties, including the United States.

#### **§ 3217.13 When does my communitization agreement go into effect?**

When BLM signs it. Before we approve the agreement, all parties must sign the agreement, and we must determine that the tracts cannot be independently developed.

## **43 CFR Ch. II (10–1–06 Edition)**

#### **§ 3217.14 When will BLM approve my operating, drilling or development contract?**

We may approve an operating, drilling or development contract when:

- (a) One or more geothermal lessees enter into the contract with one or more persons or partnerships;
- (b) Lessees need the contract for large scale operations and financing of the discovery, development, production, transmission, transportation or utilization of geothermal resources; and
- (c) We determine that the contract is needed to conserve the resource, or it will serve the public interest.

#### **§ 3217.15 What does BLM need to approve my operating, drilling or development contract?**

Send us:

- (a) The contract and a statement of why you need it;
- (b) A statement of all interests held by the contracting parties in that geothermal area or field;
- (c) The type of operations and schedule set by the contract;
- (d) A statement that the contract will not violate Federal antitrust laws by concentrating control over the production or sale of geothermal resources;
- (e) Any other information we may require to make a decision about the contract or to attach conditions of approval.

### **Subpart 3250—Exploration Operations—General**

#### **§ 3250.10 When do the exploration operations regulations apply?**

(a) The exploration operations regulations, contained in 43 CFR subparts 3250 through 3256, apply to geothermal exploration operations:

- (1) On BLM-administered public lands, whether or not they are leased for geothermal resources; and
- (2) On lands whose surface is managed by another Federal agency, where BLM has leased the subsurface geothermal resources and the lease operator will conduct exploration. In this case, we will consult with the surface managing agency regarding surface use